



PATENT
Docket No.: 15275/9450 (Li 2)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Reissue Application No.: 10/086,222)
Filed : 02/27/2002)
U.S. Patent No. : 6,031,956)
Granted : February 29, 2000)
Patentees : Ming-Jun Li, Yanming)
 Liu, Daiping Ma, and)
 David K. Smith)
For : HIGH PERFORMANCE)
 SINGLE MODE WAVEGUIDE)

RECEIVED
DEC 17 2003
TECHNOLOGY CENTER 2800

Sufficiency
Bmt
3/20/04

COMBINED DECLARATION AND POWER OF ATTORNEY

Mail Stop REISSUE
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants, Ming-Jun Li, Daiping Ma, and David K. Smith, declare that:

We have reviewed and understand the contents of the specification and claims as amended in the Reissue Patent Application filed on February 27, 2002, including original claims 1-8 and new claims 9-36.

We believe ourselves to be the original, first, inventors of the subject matter described and claimed in the original Letters Patent No. 6,031,956, entitled HIGH PERFORMANCE SINGLE MODE WAVEGUIDE, issued February 29, 2000, based on U.S. Patent Application Serial No. 09/173,097, filed October 14, 1998, and in the attached specification, for which invention we solicit a reissue patent. As to the claimed subject matter of this application, we do not know and do not believe that this subject matter was ever known or used in the United States prior to our invention or discovery thereof.

We hereby claim priority benefits under Title 35, United States Code, § 119 of any application(s) for patent or inventor's certificate or any PCT international application(s)

designating at least one country other than the United States listed below and have also identified below any application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by us on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:			
COUNTRY (IF PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
United States	60/065,845	17 November 1997	[X] YES [] NO
United States	60/075,012	17 February 1998	[X] YES [] NO

We have the following citizenships, residences, and post office addresses:

2 0 1	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	MIDDLE INITIAL
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	Horseheads	New York	Canada
2 0 2	FULL NAME OF INVENTOR	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/CTRY
	RESIDENCE & CITIZENSHIP	10 Ambrose Drive	Horseheads	New York 14845/USA
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	MIDDLE INITIAL
2 0 2	FAMILY NAME	FIRST GIVEN NAME	COUNTRY OF CITIZENSHIP	
	Ma	Daiping	United States	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	STATE & ZIP CODE/CTRY
2 0 2	Wilmington	North Carolina	North Carolina 28409/USA	
	POST OFFICE ADDRESS	368 Friendly Lane	Wilmington	

2 0 3	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	MIDDLE INITIAL
	RESIDENCE & CITIZENSHIP	Smith	David	Kinney
	POST OFFICE ADDRESS	CITY Wilmington	STATE OR FOREIGN COUNTRY North Carolina	COUNTRY OF CITIZENSHIP United States
	POST OFFICE ADDRESS 905 Wild Dunes Circle	CITY Wilmington	STATE & ZIP CODE/CTRY North Carolina 28411/USA	

We verily believe that issued U.S. Patent No. 6,031,956 is partly inoperative by reason of its failing to claim priority under 35 U.S.C. § 119(e) to U.S. Provisional Patent Application Serial No. 60/075,012, filed February 17, 1998.

We acknowledge our duty under 37 CFR § 1.56 to disclose information of which we are aware which is material to the examination of this application.

All errors being corrected in this reissue application up to the time of filing this declaration arose without deceptive intention on our part.

We appoint the practitioners associated with Customer Number 22928 (i.e., the practitioners associated with the Intellectual Property Department, Corning Incorporated), Michael L. Goldman, Registration No. 30,727, and Georgia Evans, Registration No. 44,597 as the attorneys/agents to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith. Send all correspondence to:

Michael L. Goldman
Nixon Peabody LLP
P.O. Box 31051
Clinton Square
Rochester, New York 14603
(585) 263-1304

The undersigned declare further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that the statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under

Section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201	SIGNATURE OF INVENTOR 202
Ming-Jun Li <i>Ming-Jun Li</i> DATE 12/19/03	Daiping Ma <i>Daiping Ma</i> DATE 12-1-03
SIGNATURE OF INVENTOR 203	
David K. Smith <i>David K. Smith</i> DATE 12/3/03	